

EXHIBIT 1

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION**

The Sustainability Institute, et al.,)	Civil Action Number: 2:25-cv-02152-RMG
)	
Plaintiffs,)	
)	
vs.)	
)	
DONALD J. TRUMP, in his official)	
capacity as President of the United States,)	
et al.,)	
)	
Defendants.)	

DEFENDANTS' RESPONSE TO ORDER (ECF No. 93)

Defendants provide the following information in response to the Court's April 21, 2025 Order (ECF No. 93):

1. The status of Defendants' efforts to resume "processing, disbursement, and payment" of grants subject to the *Woonasquatucket River Watershed Council* injunction:

Undersigned counsel is informed that the agencies' compliance with the injunctive relief issued in *Woonasquatucket* is ongoing. The defendants in *Woonasquatucket* filed a status report on April 16, 2025. *See* 1:25-cv-00097-MSM-PAS, ECF No. 47 (D.R.I.). On April 21, 2025, the Rhode Island District Court held a status conference with the parties. *Id.* (Minute Entry Dated 4/21/25). The Rhode Island District Court has directed the parties to submit status reports by 12:00 PM on Wednesday, April 23, 2025. *Id.* If needed, the Rhode Island District Court will hold a follow-up status conference at 4:00 PM on Wednesday, April 23, 2025. *Id.* Defendants respectfully refer the Court to the forthcoming April 23, 2025 filing regarding Defendants' compliance with the *Woonasquatucket* injunction.

Subject to the forthcoming status report, Defendants understand the following:

- DOE has advised that it does not have any pauses for IRA/IIJA funding that have already

been awarded and to which the recipient is entitled to access the funds.

- USDA has advised that its leadership has instructed that awarded IRA and IJA funds should be unfrozen, and grant management teams are working on implementation. There may be some funds that remain frozen for issues unrelated to the issues in the case.
- EPA has advised that it is disbursing some IRA/IJA funds, but some IRA/IJA-funded grants may still be paused for independent, individualized terminations.
- DOT is not a party to the *Woonasquatucket* case.

2. The specific status of the grants set forth at Dkt. No. 25-1 at 14-20, indicating whether the grant funds for each grant are presently paused, accessible to grantees, or terminated:

Please see spreadsheet attached hereto as **Exhibit A**.

Respectfully submitted,

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April 22, 2025

Granting Agency	Grant Number	Project Name / Notes	Grant Program	Grant Recipient	Decl. Cite	Grant agreement under review; Presently Paused; Accessible to Grantees; Terminated (As of 4/22/2025)
DOE	DE-SE0001546	Assistance for Latest and Zero Building Energy Code Adoption	Assistance for Adoption of the Latest and Zero Building Energy Codes	City of Baltimore	Baltimore Decl., Ex. 14-C	Award No. DE-SE0001546 is a conditional award. Therefore, the grant funds have never been - and are not presently - accessible to the grantee. Per the terms of the award, "the availability of funds to the Recipient for payment of costs incurred by the Recipient is conditioned upon the Grants Officer's review and approval of the Recipient's application and the completion of negotiations."
EPA	5F-03D33625-0	Youth Empowerment Strategies 4 Environmental Justice	Environmental and Climate Justice Block Grant – Community Change Grant	Earth Island Institute	Earth Island Decl., Ex. 8- D	Termination in Progress*
EPA	3D30824	Community Change Grant	Environmental and Climate Justice Block Grant - Community Change Grant	Sustainability Institute	Sustainability Institute Decl., Ex. 1- B	Termination in Progress*
EPA	97T28301	Inflation Reduction Act - Environmental and Climate Justice	Environmental and Climate Justice Block Grant - Community Change Grant	Leadership Counsel for Justice and Accountability	Leadership Counsel Decl., Ex. 9- A	Termination in Progress*
EPA	96272300	Uplifting Bronx Voices for Climate Change Resilience	Environmental and Climate Justice Block Grant - Community Change Grant	Bronx River Alliance	Bronx River Decl., Ex. 5- B	Termination in Progress*
EPA	97T28901	Huliau o Wai'anae: Turning Points for a Sustainable Future.	Environmental and Climate Justice Block Grant - Community Change Grant	Earth Island Institute	Earth Island Decl., Ex. 8- B	Termination in Progress*
EPA	00A01479	Elm City Climate Collaborative	Environmental and Climate Justice Block Grant - Community Change Grant	City of New Haven	New Haven Decl., Ex. 18-C	Termination in Progress*

EPA	0E+00000	Climate Resilience Starts at Home: Growing Energy Efficiency, Indoor Air Quality, and Green Jobs in Madison and Fitchburg, Wisconsin	Environmental and Climate Justice Block Grant - Community Change Grant	City of Madison	Madison Decl., Ex. 16-A	Closed
EPA	00A01441	Electrify New Haven	Environmental and Climate Justice Block Grant - Government to Government Grant	City of New Haven	New Haven Decl., Ex. 18-A	Terminated
EPA	95336801	DPW YH20+ Expansion II	Environmental and Climate Justice Block Grant - Government to Government Grant	City of Baltimore	Baltimore Decl., Exs. 14-C, 14-D	Terminated
EPA	03D03424	North Mecklenburg Air Monitoring Network	Environmental Justice Collaborative Problem-Solving	CleanAIRE NC	CleanAIRE NC Decl., Ex. 6-B	Terminated
EPA	96229424	Partnership for Urban Waterways in Bronx and Lower Westchester Counties, New York	Environmental Justice Collaborative Problem-Solving	Bronx River Alliance	Bronx River Decl., Ex. 5- D	Terminated
EPA	00A01475	Union Station Area Thermal Energy Network	Climate Pollution Reduction Grant Program	City of New Haven	New Haven Decl., Ex. 18-B	Accessible to grantees
EPA	95335901	Bowley's Lane Composting Facility	Solid Waste Infrastructure for Recycling Grant Program	City of Baltimore	Baltimore Decl., Ex. 14-A	Accessible to grantees
EPA / NFWF	0602.24.082555	Accelerating Clean Water and Conservation Outcomes in Shenandoah Valley (VA)	Innovative Nutrient and Sediment Reduction Grants Program	Alliance for the Shenandoah Valley	Alliance for the Shenandoah Decl., Ex. 4- E	Accessible to grantees
USDA	AM22FFWPA0013	Collaborative Farm Worker and Meatpacking Worker 14-State COVID Relief Fund Project	Agricultural Marketing Service Farm and Food Worker Relief	Pasa	Pasa Decl., Ex. 12-B	Presently paused because previously identified on DEIA list. Payments made through Jan. 19, 2025.
USDA	2022-70416-37195	Subaward with National Young Farmers Coalition	American Rescue Plan Technical Assistance Investment Program	RAFI-USA	RAFI-USA Decl., Ex. 13-H	Accessible to Grantees

USDA	NR225F48XXXXC002	Organic Technical Staffing Assistance	Conservation Stewardship Program: Organic Technical Assistance Grant	Marbleseed	Marbleseed Decl., Ex. 10-C	Accessible to Grantees. Most recent payment completed on 4/11/25.
USDA	NR223A750003C062	Subaward with RAFI-USA	Conservation Technical Assistance Cooperative Agreement	Alliance for Agriculture	Alliance for Agriculture Decl., Ex. 3- D	Agreement closeout completed. Award no longer active as of 11/14/24.
USDA	FSA24CPT0014403	Distressed Borrower Technical Assistance	Distressed Borrower Assistance Network Program	RAFI-USA	RAFI-USA, Decl. Ex. 13- D	Payment was paused due to IRA funding, but was released on Friday pursuant to <i>Woonasquatucket</i> injunction and the payments are in process. There are corrections that are pending on the payment requests.
USDA	NR242D37XXXXG002	In Pennsylvania to help improve grazing success and associated economic, environmental, and social co-benefits, including animal health, soil health, carbon sequestration, cost savings, water quality	Environmental Quality Incentives Program – Conservation Innovation Grants	Pasa	Pasa Decl., Ex. 12-D	Accessible to Grantees. Payment completed 4/14
USDA	NR243A750003C062	Expanding RAFI-USA’s Conservation Resources for Resilient Farms Project	Equity in Conservation Outreach Cooperative Agreement	RAFI-USA	RAFI-USA Decl. Ex. 13- B	Presently paused because previously identified on DEIA list. Payments made through Jan. 19, 2025.
USDA	NR243A750003C045	Deliver outreach and education programming to increase awareness of and participation in NRCS programs, services and leadership opportunities in agriculture and natural resource conservation in Kentucky.	Equity in Conservation Outreach Cooperative Agreement	Organic Association of Kentucky (OAK)	OAK Decl., Ex. 11-B	Presently paused because previously identified on DEIA list. Payments made through Jan. 19, 2025.
USDA	FSA24GRA0011586	Increase Land, Capital, and Market Access for Underserved Farmers on a Mid-size National Landscape using New Model, Agrarian Commons	Increasing Land, Capital, and Market Access Program	Agrarian Trust	Agrarian Trust Decl., Ex. 2-A	Payment was paused due to IRA funding, but was released on Friday pursuant to <i>Woonasquatucket</i> injunction and the payments are in process. There are corrections that are pending on the payment requests.

USDA	FSA24CPT0013706	Gaining New Ground	Increasing Land, Capital, and Market Access Program	RAFI-USA	RAFI-USA Decl, Ex. 13- F	Payment was paused due to IRA funding, but was released on Friday pursuant to Woonasquatucket injunction and the payments are in process. There are corrections that are pending on the payment requests.
USDA	FSA23CPT0013706	Gaining New Ground - Subaward with RAFI-USA	Increasing Land, Capital, and Market Access Program	Alliance for Agriculture	Alliance for Agriculture Decl., Ex. 3- B.	Payment was paused due to IRA funding, but was released on Friday pursuant to Woonasquatucket injunction and the payments are in process. There are corrections that are pending on the payment requests.
USDA	NR233A750004G045	Expands markets for climate-smart dairy, beef and poultry industry in DE, NC, NJ, NY, MD, OH, PA, SC, TN, VA and WV and supports the implementation and monitoring of climate-smart practices.	Partnerships for Climate-Smart Commodities Program	Conservation Innovation Fund	Cons. Innovation Fund Decl., Ex. 7-A	Recipient notified award will be terminated. Payment will be processed for expenses up through the date of notice.
USDA	NR233A750004G045	Subaward with Conservation Innovation Fund	Partnerships for Climate-Smart Commodities Program	Alliance for the Shenandoah Valley	Alliance for the Shenandoah Decl., Exs. 4- A, 4-B	Recipient notified award will be terminated. Payment will be processed for expenses up through the date of notice.
USDA	NR243A750004G010	Expands climate-smart wheat, grain, specialty and organic crop markets in IA, IL, IN, KS, KY, MI, MN, MO, ND, NE, OH, SD, TN, WI and supports farmer CS practice implementation and monitoring.	Partnerships for Climate-Smart Commodities Program	Marbleseed	Marbleseed Decl., Ex. 10-B	Recipient notified award will be terminated. Payment will be processed for expenses up through the date of notice.
USDA	NR233A750004G025	Expands markets in the Eastern US for climate-smart dairy, grain, livestock, organic and specialty crops; supports farmer and rancher climate-smart practice implementation and monitoring	Partnerships for Climate-Smart Commodities Program	Pasa	Pasa Decl., Ex. 12-A	Recipient notified award will be terminated. Payment will be processed for expenses up through the date of notice.
USDA	NR233A750004G092	Expand markets for climate-Smart grass-fed lamb, grass fed beef, corn, soybeans, small grains, produce, dairy, agroforestry and hemp in Kentucky; supports socially disadvantaged farmers	Partnerships for Climate-Smart Commodities Program	Organic Association of Kentucky (OAK)	OAK Decl., Ex.11-D	Recipient notified award will be terminated. Payment will be processed for expenses up through the date of notice.
USDA	NR233A750004G080	Subaward with A Greener World (AGW)	Partnerships for Climate-Smart Commodities Program	RAFI-USA	RAFI Decl., Ex. 13-J	Recipient notified award will be terminated. Payment will be processed for expenses up through the date of notice.

USDA	FSA23CPT0013667	Resources for Resilient Farms	Rural Development Policy Cooperative Agreement	RAFI-USA	RAFI-USA Decl, Ex.	Grant manager working with program manager on process for unfreezing the award.
USDA	FSA23CPT0012856	Collaborative Approaches for Impact for Philadelphia Urban and Innovative Agriculture	Urban Agriculture and Innovative Production Grant	Pasa	Pasa Decl., Ex. 12-C	Accessible to Grantees. Payment submitted on 4/7/25 and staff are reviewing/processing.
USDA	24-DG-11052021-228	Ready, Set, Grow San Diego	Urban and Community Forestry Grant	City of San Diego	San Diego Decl., Ex. 20-A	Accessible to Grantees.
USDA	23-DG-11094200-363	Subaward of Ohio Department of Natural Resources	Urban and Community Forestry Grant	City of Columbus	Columbus Decl., Ex. 15-A	Accessible to Grantees.
USDOT	N/A	East Nashville Spokes	Active Transportation Infrastructure Investment Program	City of Nashville	Nashville Decl., Ex. 17	No grant agreement completed. Grant agreement under review.
USDOT	N/A	Electrify Music City	Charging and Fueling Infrastructure Grant Program	City of Nashville	Nashville Decl., Ex. 17	No grant agreement completed. Grant agreement under review.

* EPA reports that payment for expenses properly incurred during the pendency of termination will be available as part of the termination closeout process pursuant to the terms of the grant agreements.